

MAYOR AND COUNCIL OF THE TOWN OF HURLOCK MINUTES

AUGUST 8, 2011

THE MAYOR AND COUNCIL OF HURLOCK MET AT THE TOWN HALL ON MONDAY, AUGUST 8, 2011 WITH MAYOR JOYCE SPRATT, AND COUNCIL MEMBERS CHARLES CEPHAS, MICHAEL NORDSTROM, PARKER DURHAM, CHRISTOPHER ADAMS, TOWN ATTORNEY HUGH CARTER VINSON AND CLERK/TREASURER KATHLEEN CLOUGH.

MAYOR SPRATT CALLED THE MEETING TO ORDER AT 6:00 P.M., FOLLOWED BY THE PLEDGE OF ALLEGIANCE AND INVOCATION.

THE AGENDA WAS AMENDED TO ADD **DISCUSSION OF OPEN CONTAINER ORDINANCE 2011 No. 3;** MONROE QUAILES REMOVED HIS AGENDA REQUEST.

UPON MOTION AND SECOND, THE AGENDA AS AMENDED WAS APPROVED, WITH COUNCIL MEMBER CEPHAS OPPOSING.

UPON MOTION MADE BY COUNCIL MEMBER DURHAM AND SECONDED BY COUNCIL MEMBER NORDSTROM, THE MINUTES OF THE FOLLOWING MEETINGS WERE APPROVED, WITH COUNCIL MEMBER CEPHAS OPPOSING: JUNE 13, 2011, JUNE 29, 2011 BUDGET HEARING, JUNE 30, 2011 BUDGET VOTE MEETING, JULY 11, 2011, JULY 25, 2011 – CANCELLED DUE TO LACK OF A QUORUM.

TOWN ATTORNEY HUGH CARTER VINSON EXPLAINED:

COUNCIL IS REQUIRED BY THE TOWN CHARTER ARTICLE III. THE COUNCIL, § 307. VACANCIES ON THE COUNCIL, TO APPOINT A NEW COUNCIL MEMBER TO REPLACE COUNCIL MEMBER MICHAEL HENRY, WHO RESIGNED ON JULY 18, 2011.

THEREFORE, THE MOTION MADE BY COUNCIL PRESIDENT CHARLES CEPHAS AND APPROVED BY THE COUNCIL AT THE PREVIOUS TOWN MEETING TO WAIT UNTIL THE NOVEMBER 2011 ELECTION TO FILL THE SEAT BY VOTE (OUT OF SEQUENCE AS IT WOULD BE MID-TERM FOR THAT DISTRICT) IS INVALID, AND THIS COUNCIL IS NOW REQUIRED TO UNANIMOUSLY APPOINT A NEW COUNCIL MEMBER.

ARTICLE III THE COUNCIL § 307. VACANCIES ON THE COUNCIL

IN THE EVENT OF A VACANCY ON THE COUNCIL FOR ANY REASON, THE COUNCIL, BY UNANIMOUS VOTE, SHALL APPOINT SOME PERSON, QUALIFIED IN ACCORDANCE WITH SECTION 302, TO FILL SUCH VACANCY FOR THE REMAINDER OF THE UNEXPIRED TERM.

THE PUBLIC WAS INFORMED THAT THE TOWN WILL ADVERTISE FOR APPLICANTS FOR THE DISTRICT ONE COUNCIL SEAT TO REPLACE COUNCIL MEMBER HENRY. THE COUNCIL WILL CONTINUE TO TRY TO FILL THIS SEAT BY UNANIMOUS VOTE. IF IT IS NOT POSSIBLE, THEN THE CANDIDATES WILL BE PUT ON THE BALLOT IN THE NOVEMBER 2011 ELECTION.

UPON MOTION MADE BY COUNCIL MEMBER DURHAM AND SECONDED BY COUNCIL MEMBER NORDSTROM, THE COUNCIL VOTED UNANIMOUSLY TO ADVERTISE FOR THE VACANT COUNCIL SEAT PER THE REQUIREMENTS OF THE TOWN CHARTER.

COUNTY COUNCIL REPRESENTATIVE RICK PRICE ADVISED THAT ON JULY 31, 2011 THE COUNTY COUNCIL PASSED THE OPEN BURNING BAN, WITH THE EXCEPTIONS OF GAS AND CHARCOAL GRILLING. THEY ALSO INTRODUCED A CODE OF ETHICS TO BRING THE COUNTY IN LINE WITH THE STATE REQUIREMENTS.

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TUESDAY, SEPTEMBER 6, 2011, THERE WILL BE A PUBLIC HEARING ON THE ESTABLISHMENT OF A LOCAL ETHICS COMMISSION. COUNTY COUNCIL MEMBER PRICE FURTHER ANNOUNCED THAT THE COUNTY IS ADVERTISING FOR BIDS FOR EIGHT MILES OF ROAD. HE INFORMED THE PUBLIC THAT THERE ARE CLASSES FOR FIRE FIGHTERS AND EMTs AT THE NEW SCHOOL OF TECHNOLOGY. COUNTY COUNCIL REPRESENTATIVE RICK PRICE ADVISED THAT THE COUNTY COUNCIL WILL BE HOLDING PUBLIC HEARINGS ON THE COUNTY'S REDISTRICTING PLAN.

MAYOR SPRATT TOLD THE PUBLIC ABOUT A VISIT FROM THE FORTY NEW TEACHERS IN DORCHESTER COUNTY WHO CAME TO THE TOWN HALL AND RECEIVED SOME GIFTS FROM THE TOWN.

OLD BUSINESS

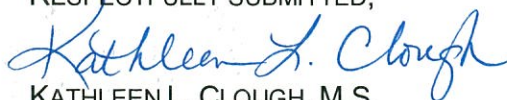
- A. OPEN CONTAINER ORDINANCE 2011 - 3; SECTION 5-302 CIVIL FINE UP TO \$100.00.
UPON MOTION MADE BY COUNCIL MEMBER NORDSTROM AND SECONDED BY COUNCIL MEMBER DURHAM, WITH COUNCIL MEMBER CEPHAS OPPOSING.
- B. CONTRACT FOR SHORESCAN IMPLEMENTATION TO PROVIDE THE TOWN OF HURLOCK WITH AN OFFSITE CONTINUATION OF OPERATIONS PLAN FOR ARCHIVING, RECORDS MANAGEMENT, AND DISASTER RECOVERY AS RECOMMENDED BY FEMA, WAS UNANIMOUSLY APPROVED.

NEW BUSINESS

- A. REQUEST FOR CONTRACT APPROVAL BY THE COUNCIL WITH CROSBY & ASSOCIATES TO PROVIDE THE TOWN OF HURLOCK WITH A PROPOSAL TO PROVIDE PLANNING, PROGRAMMING, SCHEMATIC DESIGN AND COST ANALYSIS FOR A PUBLIC SAFETY/POLICE CENTER IN HURLOCK, MARYLAND, WAS TABLED UNTIL THE NEXT MEETING.
- B. HURLOCK TOWN ELECTIONS. THE TOWN ATTORNEY PRESENTED A PROPOSAL FOR THE COUNCIL'S CONSIDERATION TO AMEND THE LANGUAGE OF THE CHARTER, SECTION 601 TO REQUIRE PICTURE IDENTIFICATION. ATTORNEY VINSON REPEATED TWICE THAT IT WAS JUST SOMETHING FOR THEM TO THINK ABOUT.
COUNCIL PRESIDENT CEPHAS STATED THAT IF THE TOWN MOVED FORWARD, THERE WOULD BE PROBLEMS. HE ALSO STATED THAT THE REASON THE TOWN COUNCIL VOTED TO HAVE THE COUNTY MANAGE THE NOVEMBER 2011 ELECTION, WAS TO ENSURE THAT IDENTIFICATION WOULD BE VALIDATED WHEN ELIGIBLE VOTERS REGISTERED AT THE COUNTY BOARD OF ELECTIONS. TOWN ATTORNEY VINSON SAID THAT HE WOULD DOUBLE CHECK WITH THE COUNTY BOARD OF ELECTIONS; THIS WAS JUST SOMETHING FOR THE COUNCIL TO TAKE UNDER ADVISEMENT.
AS NO MOTION WAS MADE, AND THERE WAS NO DISCUSSION OF IT BEING PRESENTED TO THE COUNCIL AGAIN, THE TIME TO HAVE IT CONSIDERED, VOTED UPON, AND ADVERTISED WOULD BE INADEQUATE FOR THE COUNCIL'S CONSIDERATION.

FOLLOWING PUBLIC AND COUNCIL ANNOUNCEMENTS AND COMMENTS, THERE BEING NO OTHER BUSINESS BROUGHT BEFORE THE COUNCIL, THE MEETING WAS ADJOURNED.

RESPECTFULLY SUBMITTED,



KATHLEEN L. CLOUGH, M.S.
CLERK-TREASURER